IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

A.O. NO. 583 OF 2006

Mrs. Zubeida Mulla and ors. .... Appellants.
VS.
Mr. NAbeel Hassan Bawa and Anr. ... Respondents

Mr. P.P. Surve for appellants
Mr. A. M. Sarogi for respondents.

CORAM: D. G. KARNIK **J.**

DATE: 12/9/2006

P.C.:

1. Heard counsel for the appellants and the respondents.
2. After hearing the counsel for some time, learned counsel for the appellants sought leave to withdraw the appeal and requested the court to pass an order for expeditious hearing of the suit.
3. Respondent nos. 1 and 2 are brothers of appellant no.1 and in view of the relationship and the nature of dispute I am of the view that it would be appropriate to expedite the hearing of the suit itself. Mr. Sarogi for respondent nos.1 and 2 has no

objection for expeditious hearing of the suit and states that the respondents would cooperate for expeditious hearing of the suit. Hence I pass the following order:

Appeal stands disposed of as withdrawn. Hearing of suit No. 2454 of 2005 pending in the City Civil Court, Mumbai, is expedited. City Civil Court shall dispose of the suit as expeditiously as possible and in any event within a period of 2 years.

(D.G. KARNIK J.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

Civil application No. 760 of 2006
in

A.O. NO. 583 OF 2006

Mrs. Zubeida Mulla and ors. .... Appellants.
VS.
Mr. NAbeel Hassan Bawa and Anr. ... Respondents

Mr. P.P. Surve for appellants
Mr. A. M. Sarogi for respondents.

CORAM: D. G. KARNIK **J.**

DATE: 12/9/2006

P.C.:

In view of the withdrawal of the appeal this Civil application does not survive and is disposed of.

(D.G. KARNIK J.)